

**REMARKS**

Claims 1-23 are all the claims pending in the application. By this amendment, claims 2, 5, 13, and 24-27 have been canceled. Independent claims 1, 8, 22, and 23 are independent claims.

**Claim Rejection Under 35 U.S.C. § 102**

Claims 1-15 and 17-27 are rejected under 35 U.S.C. § 102(e) as being anticipated by Baratz et al. (US 2004/0213208).

**Independent Claim 1**

The limitations of *original* dependent claims 2 and 5 have been added to *original* independent claim 1. Claim 1 has also been amended to correct a minor typographical error in original claim 5.

In view of this amendment, Applicant respectfully requests that the Examiner withdraw the rejection of independent claim 1 at least because Baratz does not disclose all of the claim's limitations. For example, Baratz does not disclose the claimed incomplete call notification apparatus including an aggregator, associated with a comparator, that aggregates together said obtained call data with any already stored call data identified by said comparator, thereby to output said obtained and already stored called data together as a single item.

Baratz discloses a system and method in which a list of identified incomplete connection requests is compiled and stored in a database.<sup>1</sup> Baratz also discloses that the method can include

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<sup>1</sup> See Baratz at FIG. 1 & page 3, para. [0042].

determining whether a “comparable connection request” has been completed before notifying the called party regarding an incomplete request.<sup>2</sup> That is, if a connection is made between a pair of numbers before the called party has been notified of an incomplete connection between the same pair of numbers, the called party is not notified.

The Examiner points to this feature as corresponding to the recited aggregator that aggregates together obtained call data with any already stored call data identified by said comparator, thereby to output said obtained and already stored called data together as a single item.<sup>3</sup> However, there is no disclosure in Baratz regarding outputting the obtained and already stored called data together as a single item. In fact, in the portion of Baratz upon which the Examiner relies, there is no disclosure at all regarding whether a single item or multiple items would have been sent to the called party if the called party had already completed a connection.

Therefore, Applicant respectfully requests that the Examiner withdraw the rejection of independent claim 1.

Independent claims 8 and 23

Independent claim 8 has been amended in a manner similar to independent claim 1. That is, the limitations of *original* dependent claim 13 have been added to *original* independent claim 8. Moreover, claim 8 has also been amended to correct a minor typographical error in original claim 13.

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<sup>2</sup> See Baratz at pages 4 & 5, para. [0055].

<sup>3</sup> See Office Action at page 2 (regarding claims 5-6).

Applicant respectfully requests that the Examiner withdraw the rejection of independent claim 8 at least because, for the reasons discussed above with respect to claim 1, Baratz does not disclose all of the claim's limitations.

Independent claims 22 and 23

Independent claim 22 has been amended so that its scope is similar, but not the same as, to *original* independent claim 23. Independent claim 23 has not been amended.

Applicant respectfully requests that the Examiner withdraw the rejection of independent claims 22 and 23 at least because Baratz does not disclose all of the claims' limitations. For example, Baratz does not disclose the claimed incomplete call notification database and retrieval apparatus including an aggregator, associated with a comparator, that arranges current call retrieval information together with any already stored caller identification information identified by a comparator as a single item.

That is, there is no disclosure in Baratz regarding arranging the obtained and already stored called data together as a single item. Instead, Baratz merely discloses that a called party is not notified regarding incomplete calls when a "comparable connection request" has been completed.<sup>4</sup>

Therefore, Applicant respectfully requests that the Examiner withdraw the rejection of independent claims 22 and 23.

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<sup>4</sup> See Baratz at pages 4 & 5, para. [0055].

AMENDMENT UNDER 37 C.F.R. § 1.111  
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Dependent claims 3, 4, 6, 7, 9-12, 14, 15, and 17-21

Applicant respectfully requests that the Examiner withdraw the rejection of dependent claims 3, 4, 6, 7, 9-12, and 14, 15, and 17-21 at least because of their dependency from independent claim 1 or independent claim 8.

**Claim Rejection Under 35 U.S.C. § 103**

Claim 16 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Baratz in view of Matsumoto et al. (US 6,798,872). Applicant respectfully requests that the Examiner withdraw the rejection of dependent claim 16 at least because of its dependency from independent claim 1 and because Matsumoto, which the Examiner cites as showing updating a time associated with a call, does not cure the deficiencies in Baratz discussed above.

**Conclusion**

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

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The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

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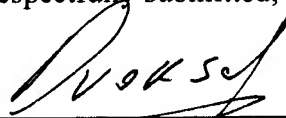
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**23373**

CUSTOMER NUMBER

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Respectfully submitted,



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